App. F. IX-4

js 33-33 (1-5)
Previous References
js 3-37 (1-6)
Inc 6-18 - (1-5)
Inc 359-20 - (1-3)
js 3-23 (1-4)
Letter References.
js 8th No 32/26.
js 8th No 26-31

1936-7.
(js.)

later refer
JS 14-38 (1-21)

File No. 35-36

Serial Nos. 3, 4, 5, 7, 8
9-14.

Private
W/—

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.
Glevan

P-1)

Part B for oct 38

SUBJECT.

Amendment of rules for the Grant of Auditor's Certificates

D 1421 dt 29.A.38
Compiler ring

WD 0418—GPB—22,500—29-8-36

Notifier The ——————

Enclosed - form of order of the Court dated [illegible]

in No. C 29/37-38 of 3.5.37 from the Registrar of Companies requiring [illegible] auditors certificate to [illegible]

Approved - this case has not admitting a large number of [illegible] not some certain discernable this may be left until examined [illegible] 18-5-37

Send with a draft to Registrar of Companies

Issued by 26/5/37

To the Registrar of Companies for this

No 83468 of 6-7-36.

Regards to examine the question & furnish him Statement of Capital framed up to date

From the Registrar of Joint-Stock Cos

of Auditors Certificates -

File N- 98 25 of 1936

General and Revenue Secretariat

Serial No.

granted up to date. As measures for restricting the grant of these certificates, he suggests that the rules in force in British India may be adopted here mutatis mutandis

He has also furnished a statement showing the salient differences in the rules in force in British India and those in Mysore. The changes proposed in the existing rules are:—

(1) An entrance fee Rs 100/- and an annual fee of Rs 25/- may be fixed in lieu of a fee of Rs 100/- prescribed for a permanent certificate and Rs 25/- for a renewal certificate

(2) to withdraw the concession exemption granted to members of certain Institutions in Notn dt 7-8-1918 as has been done in British India

Whether the above changes in the rules would meet the purpose in view or any further changes are necessary, is a point for consideration and orders. The Regr has further pointed out that it is not desirable to restrict the number of certified Auditors, as experience in view of the fact that only those certified auditors, are recognized for auditing the

Restricting the no of Auditors certificates -

File No. GS-85 of 193 6 | General and Revenue Secretariat

Serial No.

rules of the Income Tax Department also with a copy of the Rules recently framed by certificates to Auditors -

4) Please see that the British Indian Rules and Acts

37 7-37

copy of the British Indian Rules framed under Sub Section (2) of Section 144 of the Indian Companies Act 1913 (VII of 1913) are put up.

Section of the Indian Act corresponds to the Section 144 of the Mysore Companies Act under which, rules in force in Mysore are framed

It is therefore the Government's wish to adopt the British Indian Rules as are shown in toto or only such of the Rules as shown in the Comparative Statement, with necessary changes. In this connection, I invite to his letter of 30.7.37 which he has stated that it is necessary to adopt them in toto for the reasons explained therein of the rules

Amendments to Rules re: 140
grant of duties certificates

General & Revenue Secretariat. | File No. 95 35 of 1936. | [App. F. III–2

Serial No.	
	of the British India have to be adopted in toto, they will be examined in detail & noted when subt for orders
	Sd/ 29/7 pm 7) Please write & the Regs and find out by 22.7.37
	8) Issue the draft as revised by 27.7.37
5	do The Registrar of Co-op Societies No. 784 dt 26.7.37
	Enquires whether his recommendation is to adopt all the rules of British India warrants warrants or is limited to the alteration of the rules shown in the Statement

File No.

General and Revenue Secretariat

From the Registrar of J.S. Cos

No C127/37-38 dt. 9-8-37

States that his recommendation for adoption of the Rules in force in British India is limitted to the alterations of the rules specified in the St forwarded with his letter except items 1 to 2

9) As measures for restricting the no of certified Auditors the Regr has proposed the following changes in the rules in force in Mysore (Vide Flag G)

(1) Rule 12 (1) of the Rules in Mysore fixing a fee of Rs 100/- for a permanent certificate and Rs 25/- for a temporary renewal certificate, may be substituted by the adoption of Rules 9 (1) and 9 (2) of the Rules in British India fixing an entrance fee of Rs 150/- and an annual fee of Rs 32/- There is no provision for temporary or renewal certificate in the B. India Rules If they have to be adopted, the Rules in Mysore (2), (3) and 14, which relate to renewal or temporary certificates will have to be deleted or suitably revised Consequential additional rules, will also have to be framed, with regard to grant of certificates after the annual

Serial No.

fee has been paid

(2) The second change proposed is to withdraw the concession granted in Note of 2-8-1918 (vide foot note in the printed rules Flag F) to the members of certain Institutions who can at present audit the accounts of Co. without a certificate and without paying any fee This concession has recently been withdrawn in the Rules of the province of Sindh (vide Flag S)

(3) The third amendment proposed is to remove the restriction regarding the language in which the Accountants are permitted to audit the accounts. (Vide Rule 4 of the Rules in Appendix) There is no restriction in the Rules in British India in this respect

Remarks

10 The Registrar reports that 13 permanent certificates and 36 renewal certificates have been issued till now and that it is desirable to encourage as many people as desire to enter the profession, as only such persons are encouraged to audit the

140V 820

Restricting the no. of certified auditors

File No. JS 38 of 1936.

General and Revenue Secretariat

Serial No.

accounts in the Income Tax Dept. auds. Information has been called for in another file to report the no of auditors engaged in auditing the accounts for Income Tax purposes. Pending receipt of this information, the Regr may perhaps be asked to submit a rough draft of revised rules on the lines suggested by him if the changes are considered necessary.

Submitted for orders

JS 38 11) The changes proposed by the Regr appear to be generally suitable and may be approved. In that case he will be asked to submit revised draft rules.

Dy Secy 14.8.37

12) Secretary 16.8.37

16.8.37

13) Secy 19/8/37

OFFICE OF THE SECOND MEMBER OF COUNCIL. 7 AUG 1937 NO 1390

Serial No.

8

D. 1916 Dt 26-8-37

Re Regr J. S Companies

Requests that revised draft Rules on the lines suggested by him may kindly be submitted for the Consideration of Government

Letter No C 127/37-38 dated 21-10-37 from the Registrar J. & S. Companies forwarding draft amendment to the existing rules for the grant of auditors certificate

16) Under the new rules an auditors certificate will be granted to a person on payment of Rs 100/- as an entrance fee and Rs 25/ an annual fee. There is no question of renewal of temporary certificates. Renewal certificate are proposed to be granted only in case of default in payment of all the annual dues. How for the revision ~~is to be~~ in the rules as now proposed will effect the restrictions in the issue of certificates is a matter for consideration As already stated by the Registrar there were 13 (now) holders permanent certificates and 49 were holding temporary of whom only 22 have applied in duplicate with certificates. The Registrar has however opined that it is not desirable to impose restrictions. Orders for or as whether revised rules may be approved

23/11/37

17) The present rules do not deviate much from the proposed rules

GOVT SECRETARIAT REV. DEVELOPMENT BRANCH 31 AUG. 1937 FILE NO. 9

3292/P37 2224

File No. of 19 | General and Revenue Secretariat

Serial No.

in the form, and one important particular viz. Rs 25/- was levied once in two years for a renewal certificate whereas the same sum now proposed to be received annually the Br. Indian figures are higher Rs 150/- and Rs 32/- respectively.

10) ~~Exception restrictions~~ ~~the certificate~~ Deletion of ~~certain items~~ the clause in page (1) para (1) line (2), which ~~is exempted~~ members of certain institutions from taking out a certificate with penalties. have a restrictive effect.

11) The Regr is of opinion that restriction may not be advisable ~~for~~

165 29/11

the Secy.)

12) The Law Br may be consulted

MW. 27-11-37.

13) For favour of remarks.

165 27/11

(Asst Secy Secy Secy with Compts)

27) The draft rules seem to be all right.

28) I do feel that there no need at present to show any

22 24/D

11

General and Revenue Secretariat | File No. 35 of 1936-37 | [App. F. III—2

Serial No.

Concessions to the members of the armed forces specified in Govt. of India Notification dated 7th August 1918 and the concessions given thereby may be withdrawn as proposed by the Registrar.

DSKR 18-12-36

Asst. Secy Dev. for W.C.

16/12/36

2) Secy - Deputy

3) Please verify if the rules require previous publication and put up draft of final notification.

Mw. 18.12

16/12/36

3174 20/12

1) The rules do not require previous publication (vide Sec 144(2) of the Regulation). But notification prescribing the rules is desirable for appln

1/1/38

2) Sec. 151 deals with the powers of making rules. Clause (5) thereunder does not require any previous publication of any draft rule.

31-1-38

Dy. Secy)

3) The notification may be issued

Secretary
Revenue Department

WD 0284—GPB—30,000—18-3-37

SECOND [illegible] COUNCIL.
12 JAN. 1938
No. 50.25

2224

File No. 35 of 1936. | General and Revenue Secretariat

36) Draft letter to Consult the Dvc Bd regarding the proposed changes

Mem 13/1/38.

DEWAN'S OFFICE
Dy. No. 4695

37) Mem 13-1-38

Mem 14/1/38
MM 17.1.38.
16/ 21.1.38.

36) Draft letter to the Secy Board of Dvc
Submitted for approval
11/1/38

37) 1/cover 16/ 15/1/38

D 5236 dt 24.1.38. 10

Secy Bd of Dvc

requests him to place before the Bd of Dvc proposals of the Registrar for amending rules and furnish their opinion in the matter early

2224 / 5641 13

General and Revenue Secretariat | J. File No. 35 of 1936 | [App. F. III—2

Serial No. 11

Letter No 351 dated 6-4-38 from the Secretary to the Board of Ire forwarding a copy of the resolution of the Board on the question of the rule for the grant of auditor certificate

38) The modifications suggested by the Board are to the lowering of accounts which the auditor can audit. Should continue to be specified in the certificate and that the number of certificates issued to officers in first employ should be gradually reduced. It is for consideration and orders whether the remarks of the Registrar of Joint Stock Companies may be obtained on the resolution of the Ire. Board. Draft ltr for order

9/4/38

39) Dear Secy.)

39) MW 19.4. Copy sent

8223 dt 26-4-38

to Regr. of Companies in Mysore Bangalore

forwards a copy of the Resolutions of the Bd of Industries & Commerce on the proposals and calls for his remarks thereon.

WD 0284—GPB—30,000—13-8-37

5641 / 6358

J. & File No. 35 of 193 6. | General and Revenue Secretariat

13

Letter No C. 127/37-38 dated 9-5-38 from the Registrar of J.-S. Companies in Mysore forwarding his opinion re the amendment of the rules for the grant of auditors certificates

1) The Registrar says that the amount of Remuneration was proposed to bring the rules in Conformity with that in British India. He agrees with the general principle underlying the proposal to restrict the grant of auditors Certificate to Officials. but suggests that it may be given effect to gradually. Kind reference is invited to the G.O dated 14-5-19 (Bldg D) wherein the procedure in respect of the grant of auditors Certificates to applicants in Govt service as laid down. It is for Consideration and orders whether a strict enforcement of this order by the Dept forwarding the application and the Dept recommending it, will not have the desired effect of gradual reduction, tantamount to a positive prohibition or disqualification.

As regards Lawyers it is felt that the rules proposed to be framed are quite independent of those existing in British India. A Knowledge of the language in which an applicant seeks to furnish the accounts seems essential

No D 11066-111
Dte 158-38-51

5641 / 6358

Rules for the grant of auditors certificates

General and Revenue Secretariat | J-S File No. 35 of 1936 | [App. F. III—2

Serial No. 43)

The amendments suggested by the Board of Re with the opinion of the Registrar Firms are in order Subr

18/5/38

OFFICE OF THE SECOND MEMBER OF COUNCIL, 21 JULY 1938 No. 367

44) The mention of languages seems necy, as the interests of persons who have a stake in the Coy. or firm whose accounts are audited, and who wd. like to assure themselves that the Auditor is competent.

45) Mere enforcement of the order of 1919 may not have the desired effect. It may be difficult in practice to refuse permission on specific grounds, and it may be cumbersome also to deal with the cases on each application.

18/5

Dep. Secy.)

46) We must retain the required clause 6 and consider the rules. Also consider whether "the language or languages" are in the proposed rules.

47) As regards the refunding Govt. servants, it is solely a matter for the deciding Govt. Not comfortable about

WD 0284—GPB—50,000—13-8-37

(draft may be put up accordingly

22/7/38

Econ Member.)

Grant of Auditors Certificate

6358

J.S File No. 3.5 of 1936.

General and Revenue Secretariat

Draft notification is put up for appt

22/7/38

Secretariat

26.7.38

12 P.M. 28.

16/8/38

16/8/38

16 P.M.

Issue 17.8.

Subd C16

Draft No D 1421 dated 29/8/38 publishing the revised rules for the grant of Auditors certificate

Memo No D 1422 dated 29/8/38 forwarding copy of the draft to the Registrar J.S. Caithness

SECOND MEMBER COUNCIL
13 AUG 1938
No. 9.16

TYPING
1-4-45
G. & REV. SECTT

Appendix F G—1]

SUBJECT .....

.....

.....

Section 9 (1).

File No. 35-36

Serial No. 3.

Diary No. of letter replied to.....

No. D 8348

To

The Registrar of J. S. Cos

General and Revenue Secretariat

( )

the *193*

Date of issue 6-7-37

Signed by Mr K. S.

Sir,

In regard to grant of Auditors' certificates under the Companies' Regulation, Govt observe ~~Govt of it is observed that~~ of persons have a large number has been granted such certificates. It seems ~~admitted and~~ ~~[illegible]~~ consider that some restriction is desirable. I am accordingly to request examine this question and you to kindly ~~furnish~~ favour Govt with your opinion in ~~this matter and~~ together also ~~forward~~ a Statement of certificates granted up to date

I have etc.

Sd/- 2.6.37

Dy Secy to Govt

& Govt ——→ in regard to the issue of such certificates is)

List of enclosures.....

Copied by .....

Examined by.....

J.S. 35-36-4A (18)

No. C. 127/37-38

Encl. Enclosure

9 JULY 1937

OFFICE OF THE REGISTRAR OF JOINT STOCK COMPANIES IN MYSORE,

Bangalore, dated 7th July 1937.

FROM

S. Abdul Wajid, Esquire, B.A.,
THE REGISTRAR OF JOINT STOCK COMPANIES
IN MYSORE, BANGALORE.

140

M. Venkatanaranappa, Esquire, B.A.,
THE Secretary to the Government of His
Highness the Maharaja of Mysore,
Development Department,
BANGALORE.

SIR,

With reference to your letter No.D.8348/J.S.35-36-3 dated 5/7th June 1937 regarding the restrictions on the issue of auditor's certificates, I have the honour to forward herewith a comparative statement showing the salient differences in the rules in force in British India and in Mysore, and to state that the rules in British India may be adopted here also Mutatis Mutandis.

2. I recommend that the entrance fee may be fixed at Rs.100/- and the annual fee at Rs.25/-.

3. The exemption granted to the members of the *marginally noted

1. The Institute of Chartered Accountants of England and Wales.
2. The Society of Incorporated Accountants and Auditors.
3. The Society of Accountants in Edinburgh.
4. The Institute of Accountants and Actuaries in Glasgow.
5. The Society of Accountants in Aberdeen.
6. The Institute of Chartered Accountants in Ireland.

institutions (vide Government Notification No.10872-359? and C.389-20-2 dated 11th June 1921, as amended by Notification No.I & C.6340 dated 7th February 192? No.D.521-J.S. 3-33-4 dated 26th July 1934 and No.D 1939-J.S. 33-33-5 dated 13th September 1934) may be withdrawn.

In Mysore also, a person who is desirous of practising as auditor of Companies, irrespective of his being a Chartered Accountant, an Incorporated Accountant or a holder of a G.D.A., must obtain a certificate from the local Government ~~of~~ on payment of the prescribed fees.

4. I am of opinion that the number of Auditors need not be restricted as it is desirable to encourage as many people as desire to enter the profession, so that they may become popular for auditing the accounts of as many assessees as possible, as only those persons who are granted certificates under the Mysore Companies Regulation, are being recognised for auditing accounts in the Income-Tax Department.

5. A statement showing the number of certificates granted upto-date is herewith sent.

I have the honour to be,
S i r,
Your most obedient servant,

REGISTRAR.

COMPARATIVE STATEMENT SHOWING THE MAIN DIFFERENCES IN THE RULES REGARDING THE GRANT OF CERTIFICATES.

British India.	M y s o r e.
Two examinations have been prescribed (First & the Final Examinations, rule 22 &25). Elaborate rules have been framed for conducting these examinations.	1. Only one examination, i.e., Accountancy or Auditing is necessary.
2. A service under Articles with an approved Accountant for periods varying from 3 to 5 years. (rule 36) has been prescribed. Detailed rules for Apperentice-ship have been framed.	2. Practical training in auditing accounts (under a certified Auditor) for a period of 5 years is necessary. In the case of candidates who have passed the examination in a school or College, the period spent in the said school or colleg is also treated as training. In Mysore, the persons who have passed G.D.A., & who are R.A!s, in British India, have applied for certificates, which have been granted temporary certificates current only for 2 years.
F E E.	
An entrance fee of Rs.150/- and a sum equivalent of annual fee etc., and every person enrolled on the Register should pay an annual fee of Rs.32/- (due on 1st April of each year) on application by such R.A., a certificate entitling him to act as auditor throughout British India, will be given without charging any extra fee.	3. A fee of Rs.100/- is prescribed for a permanent certificate and Rs.25/- for a renewal certificate every 2 years. Every 2 years, a renewal applicatio is received and sanction of Government is being obtained in each case.
There is a provision in the rules for removing a name from the register if the annual fee is not received on the expiry of 3 months from the date on which it becomes due. No application is necessary for the renewal of a certificate. (rule 13).	
4. The member-ship of the following Institutes is treated as equivalent to the tests in part II, i.e., First & Final Examinations.	4. In Mysore, the members of the said Institutions are allowed to practice without obtaining a certificate from this Government. Hence they are not paying the fees also.
(a) The Institute of Chartered Accountants & Auditors, in England & Wales.	
(b) The Society of Incorporated Accountants & Auditors, London.	
(c) The Society of Accountants in Edinburgh.	
(d) The Institute of Accountants and Actuaries in Glasgow.	
(e) The Society of Accountants in Aberdeen.	
(f) The Institute of Chartered Accountants in Ireland.	

P. T. O.

British India.		Mysore
Continued:		
4. Persons who are members of the ~~above~~ institution referred to need not pass examinations prescribed but they must qualify themselves in other respects. They should pay the prescribed fees for enrolling themselves on the Register.	4	
5. There is no restriction as regards languages also. vide Form C. page 18.	5	In Mysore, the languages of the accounts in which the holder can audit are specified in the certificate.

P. Krishnaswamy

FOR REGISTRAR.

List of certified auditors as it stood on 22nd June 1937.

Name	Address.	Qualification.	Date of expiry.	Languages.
	PERMANENT.			
Mr. T.M.S. Subramaniam.	Chief Accountant, Bank of Mysore, Ltd., 10, Thervaedi Street, Ulsoor, Bangalore.			English and Tamil.
" William John Siromani.	"Stane's Buildings, Trichy Road, Coimbatore.	Bombay Govt. Diploma Exmn. in Accountancy, Final Exmn. of the London Association of Accountants, Senior Exmn. of the London Chamber of Commerce, Madras Govt. Technl. Examinations.		English and Tamil.
Messrs. K.S. Aiyar & Co.	49, Shankar Mutt Road, Bangalore City.	(Consisting of Mr. K.S. Subramanya Iyer and Mr. Bharata K.S. Aiyar.) Mr. Subramanya Iyer is a B.A., J.P., and an Incorporated Acctt. Mr. Bharata K.S.Aiyar has passed the Intermediate Exmn. in Arts of Bombay University and holds a Teachers' Commercial Education Diploma of the London Chamber of Commerce for proficiency in Book-keeping & Accountancy.		English and Tamil.
Messrs. P.N.S. Aiyar & Co.	30, Nagapier Street, Triplicane, Madras.	Mr. P.N.S. Aiyar is a B.A., and Bombay Govt., G.D.A.		English, Tamil, Telugu, Kannada, Guzerati, Mahrati, & Marwari.
Mr. Kondam Venkata-subbiah Naidu.				English and Telugu.

6.	Mr. Gullapalli Narasimham.	20, Thambu Chetty Street, Madras.	Matriculation, Fellow of the Central Association of Accountants London.		English, Telugu & Tami
7.	Mr. A. Ramaswamy Iyengar.	"Daya Sadan", 1st Cross Road, Basavangudi, P.O.	B.Com., and G.D.A.		English, Kannada & Tami
8.	Messrs. A.S. Krishna & Co.	100 Feet Road, Malleswaram, Bangalore City.	(Consisting for the present only) Mr. A.S. Krishna Iyer, G.D.A.		English.
9.	Mr. Pandit Vidyasagar Pandya.	Shanti Kunj, London's Garden, Kilpaukm Madras.			English, Urdu, Hindi Guzerati & Panjabi.
0.	Mr. K.V. Lakshmana Rao.	"Yegneswar Buildings", Nagarthpet, Bangalore City.	G.D.A.		English, Tamil, Telugu, Guzerati and Kannada.
1.	Mr. R.S. Ramakrishna Iyer.	Narasimharaja Mohalla, Mysore.	-do-		English and Kannada.
2.	Mr. S. Vaidyanathan.	13, Exchange Buildings, The Mall, Lahore.	B.A., G.D.A.		English, Tamil and Hindi.
3.	Messrs. C.R.Reddy & Co.	Accountants & Auditors, 2/19, Armenian Street, Madras.	(Consisting of Messrs. G. Chandrasekhara Reddy and B. Purushotham) G.D.A.		English, Tamil, Kannada and Telugu.

T E M P O R A R Y.

.4.	Mr. N.C. Gopala Iyengar.	Assistant Master, Govt. High School, Tiptur.	B.Com., (Auditing & Accountancy as spl. subjects)	17-9-1937.	English and Kannada.
.5.	Mr. M.Narasimha Murthy.	112 Chamundi Extension,	B.Com., (do-)	26-8-1937.	English, Kannada & Telugu.
.6.	Mr. G. Ramachandra Sharma.	Accountant, 201, Cavalry Road, Bangalore.	S.S.L.C. and G.D.A.	14-11-1937.	English & Tamil.

Mr. B.Madhavamurthy Rao.	Auditor, Dept.of Industries & Commerce, Bangalore.	D.Com. of Mysore Government.	26-1-1938.	English and Kannada.
Mr. A.N. Cheluviah.	1125, Bazaar Street, Chamarajapuram, Mysore.	B.Com., and G.D.A.	17-1-1938.	English and Kannada.
Mr. R. Krishnamurthy.	29, 1st Cross Road, Gavipur Extension, Basavangudi, Bangalore City	Junior Inter: Course, Book-keeping, Accountancy & Auditing (Adv.), Banking & Currency, Political Economy and Statistics (Adv.), Commrl. Correspce., Law & Practice (Adv.), Economic Geography (Inter.), Typewriting (Theory)Adv., Shorthand(Inter.)	17-9-1937.	English and Kannada.
Mr. H.B. Ramakrishna Iyengar.	69, Sultanpet, Bangalore City	Book-keeping & Accountancy (Senr) of London Chamber of Commerce, Methods & Machinery of Business Commrl. Law & Practice.	6-5-1938.	English, Kannada and Telugu.
Mr. H.V. Venkatarama Iyengar.	Superintendent, Comptroller's Office, Bangalore.	M.A., G.D.A.	11-9-1938	English and Kannada.
Mr. D. Mahabala Rao.	Superintendent, -do-	M.A., G.D.A.	12-10-1938.	English & Kannada.
Mr. B.R. Subba Rao.	Lecturer, University Intermediate College, Mysore.	M.A. Diplomate in Commerce, G.D.A.	11-8-1938.	English and Kannada.
Mr. T.B. Sitharamiah.	Senior Accountant Manager of B.P.L. Office, Bangalore	B.Com., and G.D.A. & S.A.S.	25-11-1938.	English and Kannada.
Mr. L.S. Kotadiah,	Public Accountant and Auditor, 8, Luckmudass Street, Park Town Madras.	G.D.A.	28-8-1938.	English, Tamil, Guzerati and Marwari.

26.	Mr. M.Subba Rao.	1120, Bazaar Street, Mysore.	G.D.A., G.A., LL.B.	28-11-1938.	English and Kannada.
27.	Mr. K.V. Narayana Reddy.	17, II Cross Lane, Ananda Rao Extension, Bangalore.	B.Com., Book-keeping and Accounts, Banking & Currency, Commercial Correspondence & Office Routine Shorthand, and Commercial Geography.	20-12-1938.	English, Kannada and Te
28.	Mr. N.G. Mandre.	70, Chikpet, Bangalore City.	B.Com.	20-12-1938.	English and Kannada.
29.	Mr. K. Natarajan.	Section Accountant, Chief Electrical Engineer's Office, Bangalore.	B.Com., with Accountancy & Auditing as special subjects.	23-12-1937.	English, Kannada and Ta
30.	Mr. S.R. Venkatasubbiah.	Superintendent, Comptroller's Office, Bangalore.	B.A., S.A.S.	6-12-1938.	English and Kannada.
31.	Mr. S.A. Gangadhara-Sastry.	Accountant, 188, Sampangi Road, Malleswaram, Bangalore.	M.A.(Commerce), Calcutta - 1st Class, G.D.A., M.A., in Literature - Mysore. LL.B. of Bombay - II Class, First in Company & Insolvency Law. Associateship Examination. Examination in Foreign exchange, etc.	5-4-1939.	English and Kannada.
32.	Mr. G.V. Easwariah.	3, II Cross Road, Basavangudi, Bangalore City.	G.D.A., Corporate Accountants Exmn. (Inter.), Mysore Govt. Commrl.Exmns.(Adv.and Inter)	10-8-1937.	English, Kannada and Guzerati.
33.	Mr. P.S. Dattu Rao.	Assistant Master, Govt. Institute of Commerce and Accountancy Bangalore.	B.A., B.Com., G.D.A.	31-7-1937.	English and Kannada.

Mr. Lakshminarasimhaiya.	Srirama Street, old Agrahar, Mysore.	Senior Exmn. in Accountancy of the Mysore Govt. Commercial Exmns.	22-12-1938.	English and Kannada.
Mr. L. Thammiah.	Manager, Grain Merchants' Co-operative Bank, Ltd., Bangalore City.	Certificate Associate of the Institute of Bankers, London.	11-7-1937.	English and Kannada.
Mr. Agaram Venkatachar.	638/1, C/o Mr. K. Ramaswamy Iyengar, Nagarthpet, Bangalore City.	G.D.A.(Intermediate Course).	14-10-1937.	English and Kannada, Tamil and Telugu.
Mr. K.R. Srinivasa Iyengar.	c/o G.Venkatesiah,Esq., Advocate, Bowringpet, Bangalore.	G.D.A.	13-11-1937.	English, Kannada and Telugu
Mr. P.R. Hariharan.	Narasimharaja Mohalla, Mysore.	G.D.A., R.A.	22-7-1938.	English, Kannada, Tamil Telugu and Malayalam.
Messra. Kuppuswamy and Ganapathy.	1/9, Francis Joseph Street, Madras.	(Consisting of (1). Krishna Kuppuswamy Iyer and (2) Nilakanta Iyer Ganapathy.). (1) G.D.A., R.A. (2) B.A., G.D.R., R.A.	25-7-1938.	English, Tamil, Telugu and Malayalam.
Messra. D.S. Subramania & Co.	Main Bazaar, Hospet.	G.D.A., R.A.	18-11-1937.	English, Kannada and Telugu.
Mr. Md.Abdul Quadir.	No.8, Patrappa's Road, Benki Nawab Street, Bangalore City.	B.A., LL.B., G.D.A.	18-8-1937.	English,Kannada and Hindustani
Mr. C.R. Mohan Ram.	Accounts Clerk, Chief Electrical Engineer's Office, Bangalore.	S.S.L.C., G.D.A., Accounts Higher.	19-11-1937.	English and Tamil
Mr. B. Raghavendra Rao,	43, 5th Main Road, Chamarajpet, Bangalore City.	First Class Certificate in Book-keeping and Accountancy, Advanced Grade.	19-3-1938.	English and Kannada.

44.	Mr. N. Sam Singh.	Teacher, Government High School, Tumkur.	Advanced Book-keeping of Madras". Govt. Advanced Accounts and Book-keeping of N.U.T. London. Commercial Education Teachers' Diploma of London Chamber of Commerce in Book-Keeping (Dist); Company Law & Life Insurance (Dist). Senior Accountancy & Book-keeping of L.C.Com.
45.	Mr. J.S. Rego.	47, Richmond Road, Bangalore.	Final Diploma Examination of the Corporation of Accountants, Glas; The Final Diploma Examination of the Corporation of Certified Secretaries, England; The D.Com. Examination of the Indian Merchants' Chamber, Bombay; and various other examinations. Distinctions: Economics, Company Law and Banking & Currency.
46.	Mr. M.G. Srinivasan.	Vontikoppal, Mysore.	R.A. and G.D.A.
47.	Mr. K.K. Thampan.	Sekharipuram, P.O. Kalpathi, (S.Malabar).	G.D.A., & R.A.
48.	Messrs. M.S. Krishnaswami & Jagannathan.	1) 183, Mount Road, Madras. 2) "Sundarsan", R.S. Puram, Coimbatore.	G.D.A., & R.A. - do -
49.	Mr. A.R. Doraswamy.	B. Nallan Bhavan" Bondi, Bijapur	- do -

Appendix F G—1]

SUBJECT .....

.....

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Section J-S

File No. 35-36

Serial No. 5.

Diary No. of letter replied to..... 3

No. D 784 J. Copies

To

The Registrar of Co-ops.

Sir,

With reference to your letter No. C 127/37-38 dt. 7-7-37 forwarding a comparative Statement showing the salient differences in the rules in force in British India and Mysore pertaining to Auditors, contractors and suggesting that the rules in British India may be adopted here also mutatis mutandis, I am directed to invite reference to your letter No. C 504/33-34 dt. 30-7-34. on this matter in which

General and Revenue Secretariat

( )

the *193*

Date of issue 26-7-37

Signed by M.K. Subba Rao

List of enclosures.....

Copied by .....

Examined by.....

~~The British India had been made~~
~~with~~ at the British Indian Auditors certificate
~~rules enacted upon the introduction~~
Rules providing as they did for the
~~first Amendment to the Indian~~
establishment of Local and Central Accounts
~~Service Act in the year 1930~~
Board and the introduction of the examination
~~providing for the maintenance of~~
were too elaborate and expensive to be
~~Register of Accountants to and~~
adopted in Mysore. So far therefore proposed
~~that there adoption has in mysore~~
there only a few changes in the Rules which
~~would be embarrassing and~~
were found useful and suited to local
~~not suited to the local conditions.~~
Consisting and these changes were sanctioned
~~vide the law in force at~~
by Govt in their Notification No D 1939/JS33
~~this respect remains the same~~ D/13 9.36

~~in 1934 I am to enquire whether it is your intention~~
~~position to adopt here~~
~~before the adoption of the~~ intention to adopt the
~~British Indian Rules wholesale~~ your present provisions
contained in their publication is to adopt the
Indian Auditors certificate Rules 1932 &
Indian Rules
Restricted certificates Rules 1932 Wholesale mutatis

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

Indian Office, I am to request you to examine in detail the Rules contained in the above publication and furnish detailed proposals in detail and forward their suitability. In addition to your observations as to whether your recommendations is limited to the alterations in the Rules specified in the Statement accompanying your letter under reference the favour of an early reply is requested.

I have
&c
22/7/19

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. D 784/J.S. 35-36-5 Dated, Bangalore, 23rd July 1937.
26 RL

From

The *Secretary to the Government of His Highness the Maharaja of Mysore, Development Department.*

To

The Registrar of Joint Stock Companies in Mysore,
Bangalore.

Sir,

With reference to your letter No.C.127/37-38 dated the 7th July 1937 forwarding a comparative statement showing the salient differences in the rules in force in British India and in Mysore regarding grant of Auditors Certificates and suggesting that the rules in British India may be adopted here also mutatis mutandis, I am directed to invite reference to your letter No.C.504/33-34 dated 30th July 1934 in which you stated that the Companies Act in British India had been amended in 1930, and that the British Indian Auditors Certificate Rules providing as they did for the establishment of Local and Central Accountancy Boards and the introduction of the examinations were too elaborate and expensive to be adopted in Mysore. You therefore proposed then only a few changes in the Rules which were found useful and suited to local conditions and these changes were sanctioned by Government in their Notification No.D.1939/J.S. 33-33-5 dated 13th September 1934. Your present proposal is to adopt the British Indian Rules wholesale mutatis mutandis. Since the Law in Mysore in regard to this matter remains the same as in 1934 I am to enquire whether you have subsequently examined the British Indian Rules in detail and found their suitability for adoption in Mysore or whether your recommendation is limited to the alteration of the Rules specified in the statement accompanying your letter under reference.

The favour of an early reply is requested.

I have the honour to be,
Sir,
Your most obedient servant,

Secretary to Government,
Development Department.

C.127/37-38

GEN. & REV. BRCH.
820
10 AUG. 1937
DEVELOPMENT BRANCH.

OFFICE OF THE REGISTRAR OF
JOINT STOCK COMPANIES IN MYSORE,

Bangalore, dated.....9th August.....*193* 7.

J.S. 35-36-7

S. Abdul Wajid, Esquire, B.A.,
THE REGISTRAR OF JOINT STOCK COMPANIES
IN MYSORE, BANGALORE.

M. Venkatanaranappa, Esquire, B.A.,
The Secretary to the Government of His
Highness the Maharaja of Mysore,
Development Department,
BANGALORE.

SIR,

With reference to your letter No.D.784/J.S. 35-36-5 dated the 23rd/ 26th July 1937 regarding the rules for the grant of auditor's Certificates, I have the honour to state that my recommendation for the adoption of the rules in force in British India is limited to the alteration of the rules (except items 1 & 2) specified in the statement accompanying this office letter No.C.127/37-38 dated the 7th July 1937.

I have the honour to be,
Sir,
Your most obedient servant,

Abdul Wajid.

REGISTRAR.

Appendix F G –1]

SUBJECT.....

.....

.....

General and Revenue Secretariat.

( )

the *193*

Diary No. of letter replied to.....

Date of issue 26-8-37

Sig ied by M.V.K. Subba Rao

List of enclosures.....

Copied by.....

Examined by.....

J.S.

Section 35-36

File No. -

Serial No. 8

No. D 1916.

To

The Regr of J.S. Cos

Sir

With ref. to correspondence ending with your letter No C127/37-38 of 9.8.37, regarding certain amendments to the rules relating to the grant of Certificates to Auditors of Companies in the Mysore State, I am directed to request that revised draft rules on the lines suggested by you may kindly be submitted for the consideration of Govt to-per at an early date

I have &c,

by

Jt. Secy

Jt Secy to Govt
Dev Dept

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. D 1916.

Dated, Bangalore, 25th August 1937.

From

The *Secretary to the Government of His Highness the Maharaja of Mysore,*
Development Department.

To

The Registrar of Joint-Stock Companies in Mysore,
Bangalore.

Sir,

With reference to correspondence ending with your letter No.C.127/37-38 dated 9th August 1937, regarding certain amendments to the rules relating to the grant of certificates to Auditors of Companies in the Mysore State, I am directed to request that revised draft rules on the lines suggested by you may kindly be submitted for the consideration of Government.

I have the honour to be,

Sir,

Your most obedient servant,

Secretary to Government,
Development Department.

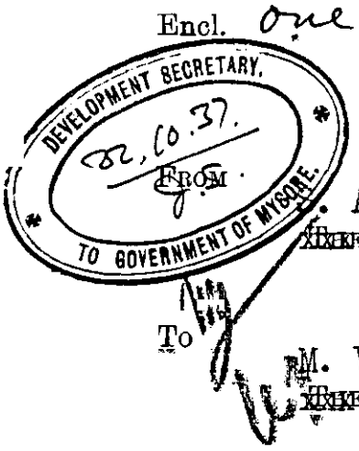
J. D. 35-36-9.

No. C.727/37-38

Encl. One

OFFICE OF THE REGISTRAR OF
JOINT STOCK COMPANIES IN MYSORE,

Bangalore, dated 18th October *1937*.



2224

25 OCT. 1937

DEVELOPMENT BRANCH

From

M. Abdul Wajid, Esquire, B.A.,
THE REGISTRAR OF JOINT STOCK COMPANIES
IN MYSORE, BANGALORE.

To

M. Venkatanaranappa, Esquire, B.A.,
The Secretary to the Government of His
Highness the Maharaja of Mysore,
Development Department,
BANGALORE.

SIR,

With reference to the correspondence ending with your letter No.D.1916/J.S.35-36-8, dated the 25th/26th August 1937, regarding certain amendments to the rules relating to the grant of certificate to Auditors of Companies in the Mysore State, I have the honour to forward herewith a draft notification in the matter.

I have the honour to be,
Sir,
Your most obedient servant,

P. Chikkanna

ASSISTANT
REGISTRAR,
For
Registrar (Absent from Head Quarters)

DRAFT NOTIFICATION.

Government are pleased to direct that the following amendments and additions be made to the Rules relating to the grant of certificates to Auditors of Companies in the Mysore State, published with Notifications No.10872/I.&.C. 359-20-2 dated the 11th May 1921 as amended by Notifications No.I.C.6340 dated the 7th February 1927, No.D.521 J.S.3-33-4 dated the 26th July 1934 and No.D.1939 J.S.33-33-5 dated the 13th September 1934.

In page (1) para (1) line (2) delete the clause - "other than a Member of any institution or Association specified in Government Notification No.1234-I.&.C. 6-18 dated the 7th August 1918".

In the foot note (page 1) delete the para beginning from "This Notification" and ending with "in Ireland"

Delete paragraphs (2), (3) & (4). Renumber the - existing paras 5 & 6 as 2nd and 3. In para 2(a) (i) delete the clause "and the language or languages, the accounts kept in which he wishes to audit".

Insert the following as paragraph (4):-

"every person whose application has been accepted by Government shall be granted a certificate entitling him to act an Auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee. The certificate shall be in form 'A'. (Annexure). No fee shall be payable for a certificate. No application shall be - necessary for the renewal of a Certificate but a fresh certificate valid for the succeeding twelve months shall be sent

P.T.O.

to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the - annual fee due under the Rule.

Insert as para (5).

The Government may at any time renew the certificate on receipt of all arrears on account of the annual fee from the applicant.. .The renewal of a certificate to any person under this Rule shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

Insert the following as para (6).

The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for Credit under the Head XXII, - Industries and Commerce, 1. Fees for Registration of Companies and Miscellaneous receipts and the duplicate Treasury chellan therefor shall be sent to the Secretary to Government, Develop ment Department, through the Registrar of Joint Stock Companie in Mysore, Bangalore.

In Rule 12 (1)(a) delete the words "for a permanent certi ficate" and insert "An entrance fee"

In Rule 12 (1)b, delete "for a temporary certificate or a renewal certificate" and insert "annual fee" and "the annual fee shall be due and payable on the 1st April in each year".

In rule 13 (a) delete "and if provisional, also the date on which it expires"

Delete paragraph 14 and annexures A & B and insert annexu

The ~~Draft~~ Rules after the above amendments are incorporat will read as in the enclosure.

[DRAFT RULES RELATING TO THE GRANT OF CERTIFICATES TO AUDITORS OF COMPANIES IN THE MYSORE STATE.]*

1. The Government may, upon receipt of an application in this behalf from any person who is not below 21 years of age and who has at least five years practical training in auditing accounts and who can satisfy the Government as to his competency, grant to any such person a certificate entitling the holder thereof to act as an Auditor of Companies.

2. (a) Every person desirous of obtaining a certificate shall apply to the Secretary to Government in the Development Department through the Registrar of Joint Stock Companies in the State [(who may, on his own authority, reject such of the applications that do not fulfil the prescribed conditions)] and shall specify:-

(i) His full name, age, caste, residence and qualifications;

(ii) Any examination in Auditing or Accountancy he has passed with a certificate to that effect; and

(iii) If he has served in any firm of Auditors or Accountants, particulars thereof and the period for which he may have so served; and

(iv) If he has audited independently the accounts of any companies, the names of such companies and the number of the accounts so audited.

(b) He shall state in his application whether at any time he has applied for a certificate from any other Government or Administration in India and the result of such application.

---

*Issued with Notification No.10872-I.&.C.359-20-2, dated 11th May 1921, as amended by notifications No.I.C.6340, dated 7th February 1927, No.D.521-J.S.3-33-4, dated 26th July 1934 and No.D.1939/J.S. 33-33-5, dated 13th September 1934.

[Inserted by Notification No.I.C.6340, dated 7th Februar 1927.]

(c) He shall supply such further information bearing on his application as the Government at any time require of him.

3. The applicant shall also furnish satisfactory evidence of character.

4. Every person whose application has been accepted by Government shall be granted a certificate entitling him to act as auditor of Joint Stock Companies in the Mysore State on - payment of the entrance fee and the annual fee The certificate shall be in form A (annexure). No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

5. The Government may at any time renew the certificate on receipt of all arrears on account of the annual fee from the - applicant. The renewal of a certificate to any person under this rule shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

6. The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head XXII, Industries and Commerce, 1. Fees for Registration of Companies and Miscellaneous receipts, and the duplicate Treasury Chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registrar of Joint Stock Companies in Mysore, Bangalore.

7. An application on behalf of a firm of Accountants consisting of more than one member shall be made in the name of the firm and shall state the name and qualifications of each member of the firm.

8. A person shall not be eligible for a certificate, if he:-

(i) has been adjudged by a competent Court to be of unsound mind;

(ii) is an undischarged insolvent;

(iii) being a discharged insolvent, has not obtained from the Court a certificate that his insolvency was caused by misfortune without any misconduct on his part;

(iv) has been convicted by a competent Court of any offence which is punishable under the Indian Penal Code and is under the provisions of the Code of Criminal Procedure non-bailable; or

(v) having previously practised as a Public Accountant, is considered by the Government not to be a fit and proper person to be granted a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity.

*9. The Government may cancel permanently or temporarily the certificate of any person:-

(a) whom they have declared not to be a fit and proper person to hold a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity, provided that, before making such declaration, the Government shall call upon the person concerned to show cause why his certificate should not be cancelled and shall make such further enquiry, if any, as they may consider necessary.

(b) From whom the annual fee has not been received on the expiry of three months from the date on which it become due.

*10. The cancellation of the certificate of any person shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

*11. An Auditor's Certificate shall be deemed to be

(*Rules 8 to 11 were inserted by Government Notification No.D.1939/J.S. 33-33-5, dated the 13th September 1934.)

cancelled from the date on which and during the period for which it is cancelled.

12. (i) No person shall be entitled to a certificate except on payment to the Registrar of Joint Stock Companies in Mysore of a fee at the following rates, namely:-

(a) An entrance fee. Rs.100/-
(Payable as soon as the application is accepted by Government)

(b) Annual fee. Rs.25/-
(The annual fee shall be due and payable on the 1st April in each year).

*(ii) If the certificate is lost or destroyed, a duplicate may be obtained by the holder on application to Government through the Registrar of Joint Stock Companies on payment of a fee of Rs.3/-

(iii) Such fee shall be credited by the Registrar to the Government.

13. (a) The Registrar of Joint Stock Companies shall maintain a Register in which shall be entered the names, residence and qualifications of every person or firm to whom a certificate has been granted under these rules, the date on which it has been granted.

(b) When a certificate is cancelled, the name of the person or firm to whom it was granted shall be removed from the said Register.

(c) It shall be the duty of the Registrar to keep the Register correct and up-to-date.

(*Amended by Government Notification No.D.521/J.S.3-33-4, dated the 26th July 1934.)

(d) Such register shall be open to the inspection of the public on payment of a fee of annas eight for each - inspection.

A N N E X U R E.

Form A.

Auditor's Certificate.
(see Rul

This is to certify that ..... of ..... is entitled to be appointed and to act as an Auditor of Joint Stock Companies, in the Mysore State.

This Certificate is valid from the ..... day of 19.. to the day of 19.. (inclusive)

By Order

Secretary to Government,
Development Department.

Appendix F G—1]

43

SUBJECT .....

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Section 9.5

File No. 35-36

Serial No. 10

Diary No. of letter replied to.....

No. D 5236. / 37

To

The Secy to the Board of Rc
Bangalore.

General and Revenue Secretariat

( )

the *193*

Date of issue 24-1-38

Signed by Mr K. Srinivasan

Sir

I am directed to state that the question of revising the rules for the grant of Auditors Certificate under Sec 144 of the Indian Companies Act has been under the consideration of Govt and that the Registrar of Joint Stock Companies has framed certain amendments to the existing rules in the matter Govt consider that a revision of the rules is necessary but would like to have the opinion of the Board of Rc on the proposals of the Registrar

List of enclosures.....

Copied by .....

Examined by.....

44

I am therefore to request you to kindly place before the Board of Inc the proposal of the Registrar to amending the rules (appended hereto) and furnish their opinion in the matter at an early date

Flag B
(Please strike out portion marked in brackets in the enclosure)

I have etc

-ICS/18/1
J. Dewsbery

Memo D 5237. . . . . .

Copy of the above is forwarded with Compliments to the Registrar of J. S. Companies in Mysore with reference to the Correspondence ending with his letter No C. 127/37-38 dated -0 th Oct 1937

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

URGENT

No. D 5236/D.S 35-36

Dated, Bangalore, 20th January 1938

From

The *Secretary to the Government of His Highness the Maharaja of Mysore, Development Department.*

To

The Secretary to the Board of Industries and Commerce, Bangalore.

Sir,

I am directed to state that the question of revising the rules for the grant of Auditors Certificates under Section 144 of the Mysore Companies Act has been under the consideration of Government and that the Registrar of Joint Stock Companies has forwarded certain amendments to the existing rules in the matter. Government consider that a revision of the rules is necessary but would like to have the opinion of the Board of Industries and Commerce on the proposals of the Registrar.

I am therefore to request you to kindly place before the Board of Industries and Commerce the proposals of the Registrar for amending the rules (appended herewith) and furnish their opinion in the matter at a very early date.

I have the honor to be,
Sir,
Your most obedient servant,

Sd/-M.Venkatanaranappa,

Secretary to Government,
Development Department.

Memo No. D 5237.

Copy of the above is forwarded, with compliments, to the Registrar of Joint Stock Companies in Mysore, with reference to the correspondence ending with his letter No.C.127/37-38 dated 20th October 1937.

By Order,

For Secretary to Government,
Development Department.

9/8 35-36-11

41

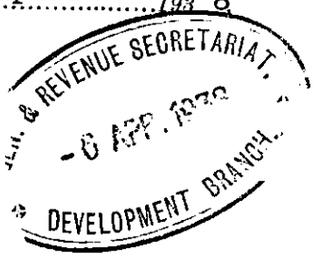
BOARD OF INDUSTRIES AND COMMERCE.

No. 351

Encs. One

Bangalore, dated 4th April 193 8

5641



FROM

V.Venkatachar,Esq.,M.A.,B.Com.,
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
~~RANGACHARYA, Esq., M.A. (Hons.),~~
Secretary, Board of Industries and Commerce,
BANGALORE.

To

M.Venkatanaranappa,Esq.,B.A.,
Secretary to the Government of Mysore,
Development Department,
BANGALORE.

SIR,

Subject: Revision of the Rules relating to the grant of Certificates to Auditors under Sec.144 of the Mysore Companies Act.

With reference to your letter No.D.5236 J.S.35-36 dated the 20th/24th January 1938 forwarding for the opinion of the Board of Industries and Commerce the proposals of the Registrar of Joint Stock Companies on the above subject, I am directed to state that the Board considered the subject at its meeting held on the 17th March 1938 and to enclose herewith,for the information of Governmen an extract from the proceedings of the meeting relating to this subject.

I am also returning herewith the enclosure received with your letter under reference.

I have the honour to be,
Sir,
Your most obedient servant,

SECRETARY.

Extract from the proceedings of the meeting of the Board of Industries and Commerce held on the 17th March 1938.

Subject: Revision of the Rules for the grant of Auditors Certificates under Section 144 of the Mysore Companies Act.

" The next subject considered was the revision of the rules relating to the issue of the Auditors Certificates in the State under the Mysore Companies Act to bring them into line with those now in force in British India."

" The Registrar of Co-operative Societies mentioned that in the changes proposed, the mention of the languages in which auditing will be done which is being specified in the certificates issued at present, had been recommended to be omitted and said that it was necessary to continue the present practice of specifying the language in which the auditor can audit accounts, in the interest of efficient and honest work".

" Mr.Hirianniah and others expressed that though it was the look out of the employers of auditors to see that they engaged only such people as knew these languages and specific mention of such languages in the certificates may seem unnecessary, still the present practice of specifying the languages had its advantages and the same might be continued. This view was accepted".

" Mr.K.R.Srinivasa Iyengar said that it was desirable that as the number of qualified non-officials seeking Auditors Certificates increased, the grant of such certificates to Government officials should proportionately and gradually be reduced. Mr.Hayavadana Rao and Mr.Hirianniah also supported this view".

" The Chairman observed that this view may be conveyed to Government while forwarding the opinion of the Board on the revision of the rules".

" After further discussion regarding the period of certificates and fees payable etc., it was resolved:

[That this Board approves of the changes proposed in the existing rules for the grant of Auditors Certificates to bring

(PTO)

them into line with those of British India, with the following modifications:

(a) That the language ~~of~~ or languages of accounts which the holder of the certificate can audit, should continue to be specified in the certificates as at present and

(b) That as the number of private certified auditors increased, the number of certificates issued to officials in Government employ who are now permitted to do auditing work should be gradually reduced".

" c o p y "

Secretary,
Board of Industries and Commerce.

PROPOSALS TO AMEND RULES RELATING TO THE GRANT OF CERTIFICATES TO AUDITORS OF COMPANIES.

In page (1) para (1) line (2) delete the clause "other than a Member of any institution or Association specified in Government Notification No.1234-I.& C. 6-18 dated the 7th August 1918".

In the foot note (page 1) delete the para beginning from "This Notification" and ending with "in Ireland".

Delete paragraphs (2), (3) & (4). Renumber the existing paras 5 & 6 as 2nd and 3. In para 2 (a) (i) delete the clause "and the language or languages, the accounts kept in which he wishes to audit".

Insert the following as paragraph (4):-

4 ("every person whose application has been accepted by Government shall be granted a certificate entitling him to act as an Auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee. The certificate shall be in form 'A' (Annexure) No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

(Insert as para (5);

5 The Government may at any time renew the certificate on receipt of all arrears on account of the annual fee from the applicant. The renewal of a certificate to any person under this Rule shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

Insert the follwing as para (6).

6 - The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head XXII, - Industries and Commerce, 1. Fees for Registration of Companies and Miscellaneous receipts and the duplicate Treasury Chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registratr of Joint Stock Companies in Mysore, Bangalore.]

In Rule 12 (1) (a) delete the words "for a permanent certificate" and insert "An entrance fee".

In Rule 12 (1) b, delete "for a temporary certificate or a renewal certificate" and insert "annual fee" and "tne annual fee shall be due and payable on the 1st April in each year".

In Rule 13 (a) delete "and if provisional, also the date on which it expires"

Delete paragraph 14 and annexures A & B and insert annexure A.

The Rules after the above amendments are incorporated will read as ~~in the enclosure.~~ noted below.

1. The Government may, upon receipt of an application in this behalf from any person who is not below 21 years of age and who has at least five years' practical training in auditing accounts and who can satisfy the Government as to his competency, grant to any such person a certificate entitling the holder thereof to act as an Auditor of Companies.

2. (a) Every person desirous of obtaining a certificate shall apply to the Secretary to Government in the Development Department through the Registrar of Joint Stock Companies in the State (who may, on his own authority, reject such of the applications that do not fulfil the prescribed conditions) and shall specify:-

(i) His full name, age, caste, residence and qualifications;

(ii) Any examination in Auditing or Accountancy he has passed with a certificate to that effect; and

(iii) If he has served in any firm of Auditors or Accountants, particulars thereof and the period for which he may have so served; and

(iv) If he has audited independently the accounts of any companies, the names of such companies and the number of the accounts so audited.

(b) He shall state in his application whether at any time he has applied for a certificate from any other Government or Administration in India and the result of such application.

(c) He shall supply such further information bearing on his application as the Government at any time require of him.

3. The applicant shall also furnish satisfactory evidence of character.

4. Every person whose aplication has been accepted by Government shall be granted a certificate entitling him to act as auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee; The certificate shall be in form A (annexure). No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

5. The Government may at any time renew the certificate on receipt of all arrears on account of the annual fee from the applicant. The renewal of a certificate to any person under this rule shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

6. The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head XXII, Industries and Commerce, 1. Fees for Registration of Companies

Companies and Miscellaneous receipts, and the duplicate Treasury Chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registrar of Joint Stock Companies in Mysore, Bangalore.

7. An application on behalf of a firm of Accountants consisting of more than one member shall be made in the name of the firm and shall state the name and qualifications of each member of firm.

8. A person shall not be eligible for a certificate, if he:-

(i) has been ~~adjudged~~ adgudged by acompetent Court of to be of unsound mind;

(ii) is an undischarged insolvent;.

(iii) being a discharged insolvent, has not obtained from the Court a certificate that his insolvency was caused by misfortune without any misconduct on his part;

(iv) has been convicted by a competent Court of any offence which is punishable under the Indian Penal Code and is under the provisions of the Code of Criminal Procedure ~~is~~ non-bailable; or

(v) having previously practiced as a Public Accountant, is considered by the Government not to be a fit and proper person to be granted a certificate by reason of any act of of negligence, misconduct or dishoensty committed in his professional capacity.

9. The Government may cancel permanently or temporarily the certificate of any ~~xxxx~~ person:--

(a) Whom they have declared not to be a fit and proper person to hold a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity, provided that, before making such declaration, the Government shall call upon the person concerned to show cause why his certificate should not be cancelled and shall make such further enquiry, if any as they may consider necessary.

(b) From whom the annual fee has not been received on the expiry of three months from the date on which it becomes due.

10. The Cancellation of the certificate of any person shall be notified in the Mysore Gazette and shall be communicated to the person concerned.

11. An Auditor's Certificate shall be deemed to be cancelled from the date on which and during the period for which it is cancelled.

12. (i) No person shall be entitled to a certificate except on payment to the Registrar of Joint Stock Companies in Mysore of a fee at the following rates, namely:-

(a) An entrance fee. Rs 100/-
(Payable as soon as the application is accepted by Government)

(b) Annual fee. Rs.25/-
(The annual fee shall be due and payable on the 1st April in each year).

(ii) If the certificate is lost or destroyed, a duplicate may be obtained by the holder on application to Government through the Registrar of Joint Stock Companies on payment of a fee of Rs. 3/-

(iii) Such fee shall be credited by the Registrar to the Government.

13. (a) The Registrar of Joint Stock Companies shall maintain a Register in which shall be entered the names, residence and qualifications of every person or firm to whom a certificate has been granted under these rules, the date on which it has been granted.

(b) When a certificate is cancelled, the name of the person or firm to whom it was granted shall be removed from the said Register.

(c) It shall be the duty of the Registrar to keep the Register correct and up-to-date.

(d) Such register shall be open to the inspection of the public on payment of a fee of annas eight for each inspection.

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ANNEXURE.

Form A.

Auditor's Certificate.
(See Rule 4)

This is to certify that ..... of ..... is entitled to be appointed and to act as an Auditor of Joint Stock Companies, in the Mysore State

This certificate is valid from the ..... date of 19.. to the day of 19.. (inclusive).

D P Narasimhaiah
For Secretary to Government
Development Department

...dix F G—1]

SUBJECT .....

.....

.....

Section J.S

File No. 35-36

Serial No. 12

No. 09223

Diary No. of letter replied to.....

To

The Secretary J.S. Co

Sir

With reference to the Correspondence ending with your letter No C 127/37-38 dated 21-10-37 re the amendment of the rules relating to the grant of certificates to aviators I am directed to forward herewith a copy of ~~your letter~~ the resolution of the Board of HE on the proposals and to request you to kindly furnish your remarks thereon at an early date

I have etc

Secretary

General and Revenue Secretariat

( )

the *193*

Date of issue 26.6.38

Signed by .....

(Here enter the secretarial number in brackets in year 8)

List of enclosures.....

Copied by .....

Examined by.....

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat 56

Dated, Bangalore, 22nd April 1938.

No. DS 223 / F.S. 35-36-12 26.

From

The Secretary to the Government of His Highness the Maharaja of Mysore,
Development Department.

To

The Registrar of Joint Stock Companies in Mysore,
Bangalore.

Sir,

With reference to the correspondence ending with your letter No.C.127/37-38 dated 21st October 1937 regarding the amendment of the rules relating to the grant of certificates to auditors, I am directed to forward herewith a copy of the resolution of the Board of Industri and Commerce on the proposals and to request you t kindly furnish your remarks thereon at an early date.

That this Board approves of the changes proposed in the existing rules for the grant of Auditors Certificates to bring them into line with those of British India, with the following modification:-

(a) That the language or languages of accounts which the holder of the certificate can audit, should continue to be specified in the certificates as at present, and

(b) That as the number of private certified auditors increased, the number of certificates issued to officials in Government employ who are now permitted to do auditing work should be gradually reduced.

I have the honour to be,

Sir,

Your most obedient servant,

Dff) I.C.S. 25/4

for Secretary to Government,
Development Department.

J.S. 35-36-13

No. C.127/37-38

Encl. one

OFFICE OF THE REGISTRAR OF
JOINT STOCK COMPANIES IN MYSORE,

Bangalore, dated 9th May *1938*.

635

FROM

S. Abdul Wajid, Esquire, B.A.,
REGISTRAR OF JOINT STOCK COMPANIES
IN MYSORE, BANGALORE.

To

M. Venkatanaranappa, Esquire, B.A.,
SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
DEVELOPMENT DEPARTMENT,
BANGALORE.

SIR,

With reference to your letter No.D.8223/J.S.35-36-12 dated the 22nd/26th April 1938, forwarding a copy of the resolution of the Board of Industries and Commerce, regarding the amendment of the rules relating to the grant of certificates to auditors, I have the honour to state that amendment regarding the omission of the languages of accounts which the holder of a certificate can audit was proposed to bring our rule in confirmity with that in force in British India. (Vide page 18 of the Government of India Auditor's Certificate Rules 1936).

2. As regards the proposal No.(b) regarding the reduction in the number of Certificates issued to officials in Government employ, I agree with the general principle underlying the proposal. But I am of opinion that the same may be given effect to gradually.

I have the honour to be,
S i r,
Your most obedient servant,

Abdul Wajid.

REGISTRAR.

9.5.38

Appendix F G—1]

SUBJECT .....

10 Copies

Section J.S

File No. 35-36

Serial No. 14

Diary No. of letter replied to .....

No. D 1621

General and Revenue Secretariat

( )

the *193*

Date of issue 29.8-36

Signed by .....

M

List of enclosures.....

Copied by .....

Examined by.....

Notification

In exercise of the powers vested in them by Sec 144 (2) of the Mysore Companies Act VIII of 1917 as amended from time to time, ~~the Govt of H.H~~ the Maharaja Capital of Mysore and in supersession of the rules previously published with notification No 10872/Dte 359-20-2 dated 11-5-21, and amended by various Notifications issued from time to time ~~No D.C. 63-40 dated 7-2-27~~, ~~No D 5-21/J.S. 3-33-4 dated 26-7-34~~ and ~~No D 1939/J.S. 33-33-5 dated 13/4/36~~, the Govt of H.H the Maharaja of Mysore are pleased to publish the following revised rule for the grant of certificates

to auditors of Companies in the
Bombay State
(Here enter the rules from the
~~Appendix~~).

B. O

10/ Secy to Govt
Devt Depts

To The Compiler Bombay Gazette
for publication in Part IV of the Gazette
with the request that 400 Copies of the
same be sent to the Registrar of Joint
Stock Companies and 200 Copies to this
Office

Encls.

Copy of the above is forwarded
with compliments to the Registrar of
J.S. Companies in Bombay for information

B. O

Dev Secy

NOTIFICATION.

Dated Bangalore 29th August 1938.

In exercise of the powers vested in them by Section 144 (2) of the Mysore Companies Act, VIII of 1917 and in supersession of the rules previously published with Notification No. 10872—I. and C 359-20-2, dated 11th May 1921 and amended by various Notifications issued from time to time the Government of His Highness the Maharaja of Mysore are pleased to publish the following revised rules for the grant of certificates to Auditors of Companies in the Mysore State.

~~(Here enter the rules from the appendix.)~~

By Order,
M. VENKATANARANAPPA.
Secretary to Government,
Development Department.

Rules for the grant of Certificate to Auditors of Companies

~~APPENDIX.~~

1. The Government may, upon receipt of an application in this behalf from any person who is not below 21 years of age and who has at least *five years' practical training in auditing accounts* and who can satisfy the Government as to his competency, grant to any such person a certificate entitling the holder thereof to act as an Auditor of Companies.

2. (*a*) Every person desirous of obtaining a certificate shall apply to the Secretary to Government in the Development Department through the Registrar of Joint Stock Companies in ~~(the Mysore State)~~ Mysore (who may, on his own authority, reject such of the applications that do not fulfil the prescribed conditions) and shall specify :—

(i) His full name, age, caste, residence and qualifications; and the language or languages in which the accounts are kept, and which he considers he is compatent to audit.

(ii) Any examination in Auditing or Accountancy he has passed with a certificate to that effect; ~~and~~

(iii) If he has served in any firm of Auditors or Accountants, particulars thereof and the period for which he may have so served; and

(iv) If he has audited independently the accounts of any companies, the names of such companies and the number of the accounts so audited.

(*b*) He shall state in his application whether at any time he has applied for a certificate from any other Government or Administration in India and the result of such application.

(*c*) He shall supply such further information bearing on his application as the Government, at any time, require of him.

3. The applicant shall also furnish satisfactory evidence of character.

4. Every person whose application has been accepted by Government shall be granted a certificate entitling him to act as auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee; The certificate shall be in form A (annexure). No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

5. The certificate granted shall specify the language or languages of the accounts which the holder shall be entitled to audit and the holder thereof shall be entitled to audit accounts kept in such language or languages only.

6. The Government may at any time, renew the certificate on receipt of all arrears on account of the annual fee from the applicant. The renewal of a certificate to any person under this rule shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

7. The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head XXII, Industries and Commerce, 1. Fees for Registration of Companies and Miscellaneous receipts, and the duplicate Treasury chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registrar of Joint Stock Companies in Mysore, Bangalore.

8. An application on behalf of a firm of Accountants consisting of more than one member shall be made in the name of the firm and shall state the name and qualifications of each member of the firm.

9. A person shall not be eligible for a certificate, if he :—

(i) has been adjudged by a competent Court to be of unsound mind ;

(ii) is an undischarged insolvent ;

(iii) being a discharged insolvent, has not obtained from the Court a certificate that his insolvency was caused by misfortune without any misconduct on his part ;

(iv) has been convicted by a competent Court, of any offence which is punishable under the Indian Penal Code and is under the provisions of the Code of Criminal Procedure non-bailable ; or

(v) having previously practised as a Public Accountant, is considered by the Government not to be a fit and proper person to be granted a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity.

10. The Government may cancel permanently or temporarily the certificate of any person :—

(*a*) whom they have declared not to be a fit and proper person to hold a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity, provided that, before making such declaration, the Government shall call upon the person concerned to show cause why his certificate should not be cancelled and shall make such further enquiry, if any, as they may consider necessary/

(*b*) from whom the annual fee has not been received on the expiry of three months from the date on which it becomes due.

11. The cancellation of the certificate of any person shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

12. An Auditor's Certificate shall be deemed to be cancelled from the date on which and during the period for which it is cancelled.

13. (i) No person shall be entitled to a certificate except on payment to the Registrar of Joint Stock Companies in Mysore of a fee at the following rates, namely :—

	Rs.
(*a*) An entrance fee ... ... (Payable as soon as the application is accepted by Government).	100
(*b*) Annual fee ... ... (The annual fee shall be due and payable on the 1st April in each year).	25

(ii) If the certificate is lost or destroyed, a duplicate may be obtained by the holder on application to Government through the Registrar of Joint Stock Companies on payment of a fee of Rs. 3.

Shall/ (iii) Such fee ~~should~~ be credited by the Registrar to the Government.

14. (*a*) The Registrar of Joint Stock Companies shall maintain a Register in which shall be entered the name, residence and qualifications of every person or firm to whom a certificate has been granted under these rules/ the date on which it has been granted.

(*b*) When a certificate is cancelled, the name of the person or firm to whom it was granted shall be removed from the said Register.

(*c*) It shall be the duty of the Registrar to keep the Register correct and up-to-date.

(*d*) Such register shall be open to the inspection of the public on payment of a fee of annas eight for each inspection.

Revised Rules for the grant of
Certificates to Auditors of Companies.

The Notification relating to this will, if approved, issue in print.

Draft and fair of a letter to the Superintendent, Government Printing are submitted.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Urgent. **General and Revenue Secretariat**

Dated, Bangalore, 19th August *193*8

No. D 1208/G S. 35-36
encl

From

The *Secretary to the Government of His Highness the Maharaja of Mysore,*
Development Department.

To

The Superintendent,
Government Printing,
Bangalore.

Sir,

I am directed to forward herewith, for being set in type, copy of a Notification relating to rules for the grant of Auditors' certificates, and to request that 12 clean copies of proof may kindly be sent to this office, as early as possible.

I have the honour to be,
Sir,
Your most obedient servant,

for Secretary to Government.
Development Department.

NOTIFICATION.

Dated Bangalore 19th August 1938.

In exercise of the powers vested in them by Section 144 (2) of the Mysore Companies Act, VIII of 1917 and in supersession of the rules previously published with Notification No. 10872—I. and C. 359-20-2, dated 11th May 1921 and amended by various Notifications issued from time to time the Government of His Highness the Maharaja of Mysore are pleased to publish the following revised rules for the grant of certificates to Auditors of Companies in the Mysore State.

~~(Here enter the rules from the appendix.)~~

By ~~Order~~,
M. VENKATANARANAPPA.
Secretary to Government,
Development Department.

Rules for the grant of Certificate to Auditors of Companies

~~APPENDIX~~

1. The Government may, upon receipt of an application in this behalf from any person who is not below 21 years of age and who has at least *five years' practical training in auditing accounts* and who can satisfy the Government as to his competency, grant to any such person a certificate entitling the holder thereof to act as an Auditor of Companies.

2. (*a*) Every person desirous of obtaining a certificate shall apply to the Secretary to Government in the Development Department through the Registrar of Joint Stock Companies in ~~(the Mysore State)~~ Mysore (who may, on his own authority, reject such of the applications that do not fulfil the prescribed conditions) and shall specify :—

(i) His full name, age, caste, residence and qualifications; and the language or languages in which the accounts are kept, and which he considers he is compatent to audit.

(ii) Any examination in Auditing or Accountancy he has passed with a certificate to that effect; ~~and~~

(iii) If he has served in any firm of Auditors or Accountants, particulars thereof and the period for which he may have so served; and

(iv) If he has audited independently the accounts of any companies, the names of such companies and the number of the accounts so audited.

(*b*) He shall state in his application whether at any time he has applied for a certificate from any other Government or Administration in India and the result of such application.

(*c*) He shall supply such further information bearing on his application as the Government, at any time, require of him.

3. The applicant shall also furnish satisfactory evidence of character.

4. Every person whose application has been accepted by Government shall be granted a certificate entitling him to act as auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee; The certificate shall be in form A (annexure). No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

5. The certificate granted shall specify the language or languages of the accounts which the holder shall be entitled to audit and the holder thereof shall be entitled to audit accounts kept in such language or languages only.

6. The Government may, at any time, renew the certificate on receipt of all arrears on account of the annual fee from the applicant. The renewal of a certificate to any person under this rule shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

7. The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head XXII, Industries and Commerce, 1. Fees for Registration of Companies and Miscellaneous receipts, and the duplicate Treasury chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registrar of Joint Stock Companies in Mysore, Bangalore.

8. An application on behalf of a firm of Accountants consisting of more than one member shall be made in the name of the firm and shall state the name and qualifications of each member of the firm.

9. A person shall not be eligible for a certificate, if he :

(i) has been adjudged by a competent Court to be of unsound mind ;

(ii) is an undischarged insolvent ;

(iii) being a discharged insolvent, has not obtained from the Court a certificate that his insolvency was caused by misfortune without any misconduct on his part ;

(iv) has been convicted by a competent Court, of any offence which is punishable under the Indian Penal Code and is under the provisions of the Code of Criminal Procedure non-bailable ; or

(v) having previously practised as a Public Accountant, is considered by the Government not to be a fit and proper person to be granted a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity.

10. The Government may cancel permanently or temporarily the certificate of any person :—

(*a*) whom they have declared not to be a fit and proper person to hold a certificate by reason of any act of negligence misconduct or dishonesty committed in his professional capacity provided that, before making such declaration, the Government shall call upon the person concerned to show cause why his certificate should not be cancelled and shall make such further enquiry, if any, as they may consider necessary ;

(*b*) from whom the annual fee has not been received on the expiry of three months from the date on which it becomes due.

11. The cancellation of the certificate of any person shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

12. An Auditor's Certificate shall be deemed to be cancelled from the date on which and during the period for which it is cancelled.

13. (i) No person shall be entitled to a certificate except on payment to the Registrar of Joint Stock Companies in Mysore of a fee at the following rates, namely :—

	Rs.
(*a*) An entrance fee ... ... (Payable as soon as the application is accepted by Government).	100
(*b*) Annual fee ... ... (The annual fee shall be due and payable on the 1st April in each year).	25

(ii) If the certificate is lost or destroyed, a duplicate may be obtained by the holder on application to Government through the Registrar of Joint Stock Companies on payment of a fee of Rs. 3.

(iii) Such fee should be credited by the Registrar to the Government.

14. (*a*) The Registrar of Joint Stock Companies shall maintain a Register in which shall be entered the name, residence and qualifications of every person or firm to whom a certificate has been granted under these rules, the date on which it has been granted.

(*b*) When a certificate is cancelled, the name of the person or firm to whom it was granted shall be removed from the said Register.

(*c*) It shall be the duty of the Registrar to keep the Register correct and up-to-date.

(*d*) Such register shall be open to the inspection of the public on payment of a fee of annas eight for each inspection.

By order
Secretary to Government
Development Department

ANNEXURE.

Form A.

AUDITOR'S CERTIFICATE.

(*See Rule 4*).

This is to certify that..... .....
of.....is entitled to be appointed and to act as an Auditor of Joint Stock Companies, in the Mysore State. The holder thereof is authorised to audit the accounts of Joint Stock Companies in the State in.....language (s) only.

This certificate is valid from the.....
~~date~~ 19.....to the day of 19.....

M. VENKATARANAPPA,
Secretary to Government,
Development Department.

NOTIFICATION.

No. D. 1421—J. S. 35-36-14, dated Bangalore, 29th August 1938.

In exercise of the powers vested in them by Section 144 (2) of the Mysore Companies Act, VIII of 1917 and in supersession of the rules previously published with Notification No. 10872—I. and C. 359-20-2, dated 11th May 1921 and amended by various Notifications issued from time to time, the Government of His Highness the Maharaja of Mysore are pleased to publish the following revised rules for the grant of certificates to Auditors of Companies in the Mysore State.

RULES FOR THE GRANT OF CERTIFICATES TO AUDITORS OF COMPANIES.

1. The Government may, upon receipt of an application in this behalf from any person who is not below 21 years of age and who has at least *five years' practical training in auditing accounts* and who can satisfy the Government as to his competency, grant to any such person a certificate entitling the holder thereof to act as an Auditor of Companies.

2. (*a*) Every person desirous of obtaining a certificate shall apply to the Secretary to Government in the Development Department through the Registrar of Joint Stock Companies in Mysore (who may, on his own authority, reject such of the applications that do not fulfil the prescribed conditions) and shall specify :—

(i) His full name, age, caste, residence and qualifications; and the language or languages in which the accounts are kept, and which he considers he is competent to audit.

(ii) Any examination in Auditing or Accountancy he has passed with a certificate to that effect;

(iii) If he has served in any firm of Auditors or Accountants, particulars thereof and the period for which he may have so served; and

(iv) If he has audited independently the accounts of any companies, the names of such companies and the number of the accounts so audited.

(*b*) He shall state in his application whether at any time he has applied for a certificate from any other Government or Administration in India and the result of such application.

(*c*) He shall supply such further information bearing on his application as the Government, at any time, require of him.

3. The applicant . shall also furnish satisfactory evidence of character.

4. Every person whose application has been accepted by Government shall be granted a certificate entitling him to act as auditor of Joint Stock Companies in the Mysore State on payment of the entrance fee and the annual fee ; The certificate shall be in Form A (Annexure). No fee shall be payable for a certificate. No application shall be necessary for the renewal of a certificate but a fresh certificate, valid for the succeeding twelve months shall be sent to every auditor to whom a certificate was previously granted and whose certificate is still valid and who has paid the annual fee due under the Rule.

5. The certificate granted shall specify the language or languages of the accounts which the holder shall be entitled to audit and the holder thereof shall be entitled to audit accounts kept in such language or languages only.

6. The Government may at any time, renew the certificate on receipt of all arrears on account of the annual fee from the applicant. The renewal of a certificate to any person under this rule shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

7. The fee prescribed by these Rules shall be paid to any Mysore Government Treasury for credit under the Head " XXII, Industries and Commerce, 1. ε Fees for Registration of Companies and Miscellaneous Receipts," and the duplicate Treasury chellan therefor shall be sent to the Secretary to Government, Development Department, through the Registrar of Joint Stock Companies in Mysore, Bangalore.

8. An application on behalf of a firm of Accountants consisting of more than one member shall be made in the name of the firm and shall state the name and qualifications of each member of the firm.

9. A person shall not be eligible for a certificate, if he :—

(i) has been adjudged by a competent Court to be of unsound mind;

(ii) is an undischarged insolvent ;

(iii) being a discharged insolvent, has not obtained from the Court a certificate that his insolvency was caused by misfortune without any misconduct on his part;

(iv) has been convicted by a competent Court, of any offence which is punishable under the Indian Penal Code and is under the provisions of the Code of Criminal Procedure non-bailable; or

(v) having previously practised as a Public Accountant, is considered by the Government not to be a fit and proper person to be granted a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity.

10. The Government may cancel permanently or temporarily the certificate of any person :—

(*a*) whom they have declared not to be a fit and proper person to hold a certificate by reason of any act of negligence, misconduct or dishonesty committed in his professional capacity, provided that, before making such declaration, the Government shall call upon the person concerned to show cause why his certificate should not be cancelled and shall make such further enquiry, if any, as they may consider necessary,

(*b*) from whom the annual fee has not been received on the expiry of three months from the date on which it becomes due.

11. The cancellation of the certificate of any person shall be notified in the *Mysore Gazette* and shall be communicated to the person concerned.

12. An Auditor's Certificate shall be deemed to be cancelled from the date on which and during the period for which it is cancelled.

13. (i) No person shall be entitled to a certificate except on payment to the Registrar of Joint Stock Companies in Mysore of a fee at the following rates, namely :—

	Rs.
(*a*) An entrance fee ... ... (Payable as soon as the application is accepted by Government).	100
(*b*) Annual fee ... ... (The annual fee shall be due and payable on the 1st April in each year).	25

(ii) If the certificate is lost or destroyed, a duplicate may be obtained by the holder on application to Government through the Registrar of Joint Stock Companies on payment of a fee of Rs. 3.

(iii) Such fee shall be credited by the Registrar to the Government.

14. (*a*) The Registrar of Joint Stock Companies shall maintain a Register in which shall be entered the name, residence and qualifications of every person or firm to whom a certificate has been granted under these rules and the date on which it has been granted.

(*b*) When a certificate is cancelled, the name of the person or firm to whom it was granted shall be removed from the said Register.

(*c*) It shall be the duty of the Registrar to keep the Register correct and up-to-date.

(*d*) Such register shall be open to the inspection of the public on payment of a fee of annas eight for each inspection.

By Order,

M. VENKATANARANAPPA.

Secretary to Government,
Development Department.

ANNEXURE.

Form A.

AUDITOR'S CERTIFICATE.

(*See Rule 4*).

This is to certify that.....
of.....is entitled to be appointed and to act as an Auditor of Joint Stock Companies, in the Mysore State. The holder thereof is authorised to audit the accounts of Joint Stock Companies in the State in.....language (s) only.

This certificate is valid from the..... day of 19.....to the day of 19..... (inclusive).